

**From:** Tyrel Stevenson [<mailto:tstevenson@cdatribe-nsn.gov>]  
**Sent:** Monday, April 01, 2013 3:19 PM  
**To:** Zokan, Jim; Werntz, James; [curt.fransen@deq.idaho.gov](mailto:curt.fransen@deq.idaho.gov); [john.tindall@deq.idaho.gov](mailto:john.tindall@deq.idaho.gov); [chris.westerman@deq.idaho.gov](mailto:chris.westerman@deq.idaho.gov)  
**Cc:** [phile@cdatribe-nsn.gov](mailto:phile@cdatribe-nsn.gov); [sfields@cdatribe-nsn.gov](mailto:sfields@cdatribe-nsn.gov); Jim Kackman; Robert A. Matt; Eric R. Van Orden; Alfred M. Nomee

**Subject:** Gobers LLC Correspondence

Gentlemen,

Please be advised that the Coeur d'Alene Tribe strongly disapproves of the activities that have taken place on the Gobers, LLC site and has instructed my office to employ any and all available means to prevent further sewage disposal activities at the site. The attached correspondence was transmitted to Mr. Johnson via email earlier today with hard copy to follow. The Tribe appreciates the relationship our staff has with your agencies and hopes to continue working closely with each of you as this issue progresses. The Tribe is confident in its ability to exercise jurisdiction over the Gobers activities given their effects on health and safety, and we will certainly keep you informed as much as possible as to the progress of this enforcement action. We would also appreciate any thoughts or concerns you have, bearing in mind the clear directive that has been issued by the Tribal Council. Thank you.

Tyrel Stevenson  
Coeur d'Alene Tribe  
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**From:** Scott Fields [<mailto:sfields@cdatribe-nsn.gov>]

**Sent:** Thursday, May 23, 2013 2:43 PM

**To:** Zokan, Jim

**Subject:** info requests

Jim sorry I was out of the office the other day. In respect to your questions I would guess there are approximately 100 elk at the elk farm now but that is just a guess. As for the Gobers site, they are still operating in spite of our new code.

Scott Fields

Water Resource Program Manager

Coeur d'Alene Tribe

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**From:** [Curt.Fransen@deq.idaho.gov](mailto:Curt.Fransen@deq.idaho.gov) [<mailto:Curt.Fransen@deq.idaho.gov>]

**Sent:** Thursday, March 21, 2013 8:53 AM

**To:** Werntz, James

**Subject:** RE: Gobers land applic. issue

The tribe wants this facility to close. We have state authority to regulate it under state law (require it to adhere to terms of our approval—essentially comply with the terms of our plan and spec approval and their operating plan and O&M plan) but have no siting authority. I agreed DEQ would (continue to) include the Tribe in our inspections and efforts to ensure compliance with state requirements. But the goal of the tribe is to shut it down and the tribal council banned such facilities a couple of weeks ago. I imagine they might have trouble enforcing the council's action unless the operators or owners are subject to tribal jurisdiction. So... I imagine EPA will be hearing from the Tribe about this. At first blush it appears that EPA does have some regulatory authority under 40 CFR 503. We do use 503 requirements as policy/standards in our plan/spec approval process. Curt

[Curt Fransen, Director](#)  
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**From:** Werntz, James [<mailto:Werntz.James@epa.gov>]

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**Sent:** Wednesday, March 20, 2013 10:05 AM

**To:** Curt Fransen

**Subject:** Gobers land applic. issue

Curt: In spite of trying, I haven't been able to confirm that EPA has any involvement septage being land applied north of Plummer. I'll keep at it. I hope your meetings with the C'd'A Tribal Council go well. —Jim

James H. Werntz  
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